

Exhibit 6

to

*Declaration of George B. Henderson, II Submitting Exhibits
In Opposition to the Roxane Defendants'
Motion for a Finding of Spoliation and for Sanctions*



U.S. Department of Justice

*United States Attorney
District of Massachusetts*

John Joseph Moakley U.S. Courthouse, Suite 9200

*1 Courthouse Way
Boston, Massachusetts 02210*

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April 13, 2007

Helen E. Witt, Esq.
Eric Gortner, Esq.
Kirkland & Ellis LLP
200 E. Randolph Dr.
Chicago, IL 60601

Re: United States of America ex rel. Ven-a-Care of the Florida Keys,
Inc., v. Boehringer Ingelheim Corp., et al., Civil Action No. 07-
10248-PBS, MDL 1456

Dear Helen:

Enclosed please find 48 CD-ROMs containing electronic copies of the following materials:

1. Department of Health & Human Services documents contained on the CD-ROMs labeled as below. A set of these CD-ROMs with images and OCR in Summation and electronic format accompany these initial disclosures. The following documents represent 26,151 pages.

| | <u>CD Volume Name</u> | <u>No. of Pages</u> | <u>Source</u> |
|---|-----------------------|---------------------|---------------------------------|
| ● | HHSCD001 | 2,224 | CMS Central Office, Vol. 1 of 1 |
| ● | HHSCD002 | 533 | CMS Region I, Vol. 1 of 1 |
| ● | HHSCD003 | 1,034 | CMS Region III, Vol. 1 of 1 |
| ● | HHSCD004 | 279 | CMS Region IV, Vol. 1 of 1 |
| ● | HHSCD005 | 1,974 | CMS Region V, Vol. 1 of 1 |
| ● | HHSCD006 | 4,168 | CMS Region VI, Vol. 1 of 1 |
| ● | HHSCD007 | 83 | CMS Region VII, Vol. 1 of 1 |
| ● | HHSCD008 | 3,368 | CMS Region VIII, Vol. 1 of 1 |
| ● | HHSCD009 | 4,700 | CMS Region IX, Vol. 1 of 1 |
| ● | HHSCD010 | 2,364 | CMS Region X, Vol. 1 of 1 |

Helen E. Witt, Esq.
 April 13, 2007
 Page 2

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|---|----------|-----|----------------------------------|
| ● | HHSCD011 | 772 | Various HHS Offices, Vol. 1 of 1 |
| ● | HHSCD012 | 290 | CMS Region II, Vol. 1 of 1 |
| ● | HHSCD013 | 480 | Various HHS Offices, Vol. 1 of 1 |
| ● | HHSCD014 | 2 | CMS Central Office, Vol. 1 of 1 |
| ● | HHSCD015 | 72 | CMS Region II, Vol. 1 of 1 |

| | | | |
|---|----------------|-------|----------------------------|
| | HHS Electronic | | |
| ● | HHSCD101 | 3,808 | CMS Region VI, Vol. 1 of 1 |

2. Material obtained from various identified corporations contracted to act as Medicare carriers, contained on CD-ROMs labeled as follows. A set of these CD-ROMs with images and OCR in Summation and Electronic format accompany these initial disclosures. The following documents represent 95,349 pages.

| | <u>CD Volume Name</u> | <u>No. of Pages</u> | <u>Source</u> |
|---|-----------------------|---------------------|-------------------------------------------|
| ● | AWPCD001 | 8,377 | Adminastar Federal, Vol. 1 of 2 |
| ● | AWPCD002 | 7,148 | Adminastar Federal, Vol. 2 of 2 |
| ● | AWPCD003 | 9,775 | BC & BS of Alabama, Vol. 1 of 1 |
| ● | AWPCD004 | 1,169 | BC & BS of Arkansas, Vol. 1 of 1 |
| ● | AWPCD005 | 3,200 | BC & BS of Florida, Vol. 1 of 1 |
| ● | AWPCD006 | 2,741 | BC & BS of Kansas, Vol. 1 of 1 |
| ● | AWPCD007 | 98 | BC & BS of Montana, Vol. 1 of 1 |
| ● | AWPCD008 | 7,952 | Cigna, Vol. 1 of 2 |
| ● | AWPCD009 | 6,383 | Cigna, Vol. 2 of 2 |
| ● | AWPCD010 | 279 | Empire Healthchoice, Vol. 1 of 1 |
| ● | AWPCD011 | 116 | Group Health Incorporated, Vol. 1 of 1 |
| ● | AWPCD012 | 5,106 | Healthnow, Vol. 1 of 1 |
| ● | AWPCD013 | 1,090 | Highmark, Vol. 1 of 1 |
| ● | AWPCD014 | 8,924 | NHIC, Vol. 1 of 2 |
| ● | AWPCD015 | 9,404 | NHIC, Vol. 2 of 2 |
| ● | AWPCD016 | 839 | Noridian, Vol. 1 of 1 |
| ● | AWPCD017 | 3,975 | PalmettoGBS, Vol. 1 of 1 |
| ● | AWPCD018 | 465 | Regence BC & BS of Utah, Vol. 1 of 1 |
| ● | AWPCD019 | 10 | Triple S, Vol. 1 of 1 |
| ● | AWPCD020 | 8,140 | Trailblazer Health Systems, Vol. 1 of 2 |
| ● | AWPCD021 | 4,754 | Trailblazer Health Systems, Vol. 2 of 2 |
| ● | AWPCD022 | 1,863 | Wisconsin Physician Services, Vol. 1 of 1 |

Helen E. Witt, Esq.
April 13, 2007
Page 3

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|--------------------|----------|-------|-----------------------------------------|
| ● | AWPCD023 | 526 | Various Carriers, Vol. 1 of 1 |
| ● | AWPCD024 | 20 | Various Carriers, Vol. 1 of 1 |
| Carrier Electronic | | | |
| ● | AWPCD101 | 1,441 | Adminastar Federal, Vol. 1 of 1 |
| ● | AWPCD102 | 13 | BC & BS of Alabama, Vol. 1 of 1 |
| ● | AWPCD103 | 45 | BC & BS of Montana, Vol. 1 of 1 |
| ● | AWPCD104 | 63 | Cigna, Vol. 1 of 1 |
| ● | AWPCD105 | 505 | Healthnow NY, Vol. 1 of 1 |
| ● | AWPCD106 | 197 | NHIC, Vol. 1 of 1 |
| ● | AWPCD107 | 728 | Palmetto GBA, Vol. 1 of 1 |
| ● | AWPCD108 | 3 | Trailblazer Health Systems, Vol. 1 of 1 |

Some of the information contained on these CD-ROMs may have been marked "CONFIDENTIAL." Some of the information on these CD-ROMs may contain Confidential Health Information. Any such information is subject to the following protective orders: (1) the Stipulated Protective Order Governing Confidential Health Information dated June 8, 2004, in MDL No. 1456; and (2) the Protective Order dated December 13, 2002, in MDL No. 1456, as amended.

In addition, enclosed please find a carrier privileged documents log and HHS privileged documents log. Also, enclosed is a source list for production for the following CDs: HHSCD011; HHSCD013; AWPCD023 and AWPCD024.

Should you have any questions, please contact me by phone at (617) 748-3272 or E-mail at George.Henderson@usdoj.gov.

Sincerely,



George B. Henderson, II
Assistant U.S. Attorney

enc.

cc: Richard Goldstein, Esq. (w/o encl.)
James Breen, Esq. (w/o encl.)
Laurie Oberembt, Esq. (w/o enc.)